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## BEFORE THE AREZONA CORPORATION COMMISSION

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<sup>2</sup> <u>COMMISSIONERS</u>

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JEFF HATCH-MILLER, Chairman

WILLIAM A. MUNDELL MARC SPITZER AZ CORP COMMISSION DOCUMENT CONTROL

MIKE GLEASON

KRISTIN K. MAYES

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IN THE MATTER OF:

McLEODUSA TELECOMMUNICATIONS SERVICES, INC.,

Complainant,

vs

OWEST CORPORATION,

Respondent.

DOCKET NO. T-03267A-06-0105 DOCKET NO. T-01051B-06-0105

**PROCEDURAL ORDER** 

## BY THE COMMISSION:

On February 21, 2006, McLeodUSA Telecommunications Services, Inc. ("McLeodUSA") filed with the Arizona Corporation Commission ("Commission") a complaint against Qwest Corporation ("Qwest") stating that Qwest overcharged McLeodUSA for collocation power charges under the terms of its interconnection agreement and requesting an expedited hearing.

On March 16, 2006, Qwest filed a response to the complaint and counterclaim.

On March 21, 2006, by Procedural Order, a procedural conference was scheduled for March 27, 2006.

On March 27, 2006, the procedural conference proceeded as scheduled. The parties stated that they would file a stipulation with a proposed hearing date and filing deadlines.

On March 28, 2006, McLeodUSA filed a Reply to Counterclaim.

On March 30, 2006, the parties filed a Stipulation with proposed hearing dates and filing deadlines. Accordingly, a hearing should be scheduled.

IT IS THEREFORE ORDERED that a hearing shall be scheduled for July 11, 2006 at 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that the parties shall also set aside July 12, 2006 for an

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1 additional day of hearing, if necessary. 2 IT IS FURTHER ORDERED that direct testimony filed by McLeodUSA shall be filed on or 3 before May 12, 2006. 4 IT IS FURTHER ORDERED that response testimony shall be filed by Qwest on or before 5 June 2, 2006. 6 IT IS FURTHER ORDERED that rebuttal testimony shall be filed on or before June 23, 2006. 7 IT IS FURTHER ORDERED that all parties must comply with Rule 33 (c) and (d) of the 8 Rules of the Arizona Supreme Court with respect to practice of law and admission pro hac vice. 9 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the 10 11 Arizona Supreme Court). Representation before the Commission includes the obligation to appear at 12 all hearings and procedural conferences, as well as all Open Meetings for which the matter is 13 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the 14 Administrative Law Judge or the Commission. 15 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive 16 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing. Dated this 5 day of April, 2006 17 18 19 20 ADMINIST**K** ATIVE LAW JUDGE 21 Copies of the foregoing mailed/delivered 22 day of April, 2006 to: 23 Michael W. Patten **ROSHKA, HEYMAN & PATTEN** 24 One Arizona Center 400 East Van Buren Street, Ste. 800 25 Phoenix, AZ 85004 Attorneys for McLeodUSA Telecommunications Services, Inc. 26 Norman G. Curtright 27 **Qwest Corporation** 

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